IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5542 OF 2006

Narayan T. Phasale ....Petitioner

V/s.

The Divisional Commissioner, Nashik Division, Nashik & Anr. ....Respondents

Mr.Umesh Mankapure for the Petitioner.

Mr.A.H. Palekar, AGP for the Respondent.

CORAM : R.M. SAVANT, J.
DATED : 12TH JUNE, 2007.

P.C. :

1. This Petition impugns the order dated 22.5.2006 passed by the Divisional Commissioner, Nashik. By which order the Petitioner's Appeal challenging his disqualification has been rejected. The Petitioner has been disqualified on the ground that the Petitioner has three children, though the Petitioner has denied the same. Both the authorities below have arrived at a finding of fact that the third child is that of the Petitioner and the contention raised by the Petitioner as regards DNA test, has been rejected.

2. I do not see any illegality and infirmity in the orders passed by both the authorities below, and therefore no case is made out for this Court to interfere in its extraordinary jurisdiction under Article 227 of the Constitution of India.

3. The Petition is accordingly dismissed.

(R.M. SAVANT, J.)